

**COUNTY OF KAUAI**

Minutes of Meeting

**OPEN SESSION**

Board/Commission	<b>LIQUOR CONTROL COMMISSION</b>	Meeting Date	<b>May 3, 2018</b>
Location	Mo'ikeha Building, Liquor Control Conference Room 3	Start of Meeting: 4:00 p.m.	End of Meeting: 4:15 p.m.
Present	Chair William Gibson; Members: Shirley Akita, Jean Iida, Gerald Matsunaga, Gary Pacheco Also: Liquor Control Staff: Director Gerald Rapozo, Private Secretary Cherisse Zaima; Deputy County Attorney Cameron Takamura		
Excused	Vice Chair Paul Endo, Maryanne Kusaka		
Absent			

SUBJECT	DISCUSSION	ACTION
<b>Call To Order</b>		Chair Gibson called the meeting to order at 4:00 p.m. with 5 members present, constituting a quorum.
<b>Roll Call</b>	Director Rapozo called roll, noting 5 members were present.	
<b>Approval of Agenda</b>		Ms. Akita moved to approve the agenda. Mr. Pacheco seconded the motion. Motion carried 5:0.
<b>Approval of Minutes</b>	<u>APPROVAL OF MEETING MINUTES:</u> Open Session minutes of April 19, 2018	Ms. Akita moved to approve the Open Session minutes of April 19, 2018. Mr. Pacheco seconded the motion. Motion carried 5:0.
<b>1.</b>	<u>VIOLATION HEARING:</u>  a) <u>THE POOL BAR:</u> Violation of Rule 7.8 Manager on Duty, qualifications.  Director Rapozo noted that there was no representative of the licensee present, and suggested the violation hearing be moved to the end of the meeting.	The violation hearing was moved to the end of the meeting.
	b) <u>PORT ALLEN SUNSET GRILL &amp; BAR:</u> Violation of Rule 2.14 Applications for warehousing liquor off the licensed premises.  Mr. Peng Tay, owner was present; no counsel. The licensee admitted to the	

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	<p>charge.</p> <p>Mr. Tay explained that he received too many kegs from the distributor, and had nowhere else to store it, which is why he had stored it at his house. He has been working with the wholesaler to cut down the delivery amount so he will not have this problem in the future.</p>	<p>Mr. Matsunaga moved that a fine of \$1,000 be imposed. Ms. Iida seconded the motion. Motion carried 5:0.</p>
	<p>c) <u>KOLOA LANDING AT POIPU BEACH (RETAIL)</u>: Violation of Rule 10.2 Manager on Duty, qualifications.</p> <p>Mr. Andy Evers, Resort Manager, was present on behalf of the licensee; no counsel. The licensee admitted to the charge.</p> <p>Mr. Evers explained that there was someone on site with a Red card, but that person was not in the store at the time; there was no one on the store's work schedule that had a red card. The attendant in charge has now obtained a red card, and as an extra step Mr. Evers has had all his employees obtain a red card.</p>	<p>Ms. Akita moved that a fine of \$500 be imposed with \$250 suspended provided there is no conviction of a similar offense within 1-year. Mr. Pacheco seconded the motion. Motion carried 6:0.</p>
<p>3.</p>	<p><u>DIRECTOR'S REPORTS:</u></p> <p>a) <u>INVESTIGATOR'S REPORTS:</u></p> <p>b) <u>INCOMING COMMUNICATIONS:</u></p> <p>(1) From Avid Marketing Group, Re: Spoetzl Brewery sweepstakes, Dogfish Head Off Center Your Summer 2018 sweepstakes, Strongbow coupon offers, and Dos Equis coupon offers</p> <p>(2) From Jackson Family Wines, Re: La Crema Picnic sweepstakes, and La Crema Cheeseboard sweepstakes</p> <p>(3) From Delicato Family Vineyards, Re: Gnarly Head Ribs Recipe</p>	

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	<p>sweepstakes, and Win a Z. Alexander Brown Show Experience sweepstakes</p> <p>(4) From Sweepstakes Consulting, Re: Woodbridge Summer Recipe sweepstakes</p> <p>(5) From QSI, Inc., Re: Designation of Primary Decision Maker</p> <p>(6) From Walmart, Inc., Re: Designation of Primary Decision Makers</p> <p>(7) Disturbance Report from Kalapaki Joe's Kukui Grove</p> <p>c) <u>OUTGOING COMMUNICATIONS:</u></p> <p>(1) To Avid Marketing Group, Re: Spoetzl Brewery sweepstakes, Dogfish Head Off Center Your Summer 2018 sweepstakes, Strongbow coupon offers, and Dos Equis coupon offers</p> <p>(2) To Jackson Family Wines, Re: La Crema Picnic sweepstakes, and La Crema Cheeseboard sweepstakes</p> <p>(3) To Delicato Family Vineyards, Re: Gnarly Head Ribs Recipe sweepstakes, and Win a Z. Alexander Brown Show Experience sweepstakes</p> <p>(4) To Swweepstake Consulting, Re: Woodbridge Summer Recipe sweepstakes</p> <p>(5) To All Wholesale Licensees, Re: New Liquor License Chicken In A Barrel</p> <p>d) <u>EMPLOYEES IN LICENSED PREMISES:</u> Managers and Assistant Managers – See Attachment "A"</p> <p>e) <u>ACTIONS OF THE DIRECTOR:</u></p> <p>(1) DUKE'S CANOE CLUB</p> <p>(2) KUKUIULA STORE</p>	

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	<p>(3) PIETRO’S PIZZA (4) TAHITI NUI (5) TORTILLA REPUBLIC (6) JUNIOR ACHIEVEMENT HAWAII – KAUAI (7) ENVISION KAUAI (8) KAUAI CHAMBER OF COMMERCE (9) ST. CATHERINE SCHOOL</p> <p>f) <u>INFORMATIONAL MATTERS:</u></p>	<p>Ms. Iida motioned to accept items 3(a) through 3(f). Mr. Pacheco seconded the motion. Motion carried 5:0.</p>
3.	<p><u>EXEMPTION OF RULE 7.12(b):</u></p> <p><u>KAUAI MARRIOTT RESORT:</u> Kauai High School overnight event, Project Graduation, in the Kauai Ballroom from 9:00 p.m. on May 25, 2018 to 6:00 a.m. on May 26, 2018.</p>	<p>Ms. Iida moved to approve the exemption of Rule 7.12(b). Mr. Pacheco seconded the motion. Motion carried 5:0.</p>
4.	<p><u>VIOLATION REPORTS:</u></p> <p><u>PASTA PARAISO:</u> Violation of Rule 7.8 Manager on Duty, qualifications.</p>	<p>Ms. Akita moved to call licensee for Violation Hearing. Mr. Pacheco seconded the motion. Motion carried 5:0.</p>
5.	<p><u>CHANGE IN CORPORATE OFFICERS:</u></p> <p><u>WALMART, INC.:</u> Removal of Steven Zielske as Assistant Treasurer, and Amy Thrasher as Assistant Secretary; Addition of Matthew William Allen as Assistant Treasurer.</p>	<p>Ms. Iida moved to accept the change in corporate officers. Mr. Pacheco seconded the motion. Motion carried 5:0.</p>
6.	<p><u>90-DAY TRIAL PERIOD:</u></p> <p><u>CHICKEN IN A BARREL:</u> Pursuant to HRS Section 281-47, applicant requests a one-time 90-day trial period.</p>	<p>Ms. Iida moved to approve the 90-day trial period. Mr. Pacheco seconded the motion.</p>

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		Motion carried 5:0.
<b>Announcements</b>	Next Scheduled Meeting: Thursday, May 17, 2018 – 4:00 p.m., Mo’ikeha Building, Meeting Room #3.	
<b>Adjournment</b>		Chair Gibson adjourned the meeting at 4:15 p.m.

Submitted by: \_\_\_\_\_  
Cherisse Zaima, Private Secretary

Reviewed and Approved by: \_\_\_\_\_  
William Gibson, Chair

( ) Approved as circulated.

( ) Approved with amendments. See minutes of \_\_\_\_\_ meeting.